

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF NEW YORK**

HACHETTE BOOK GROUP, INC.,
HARPERCOLLINS PUBLISHERS LLC,
JOHN WILEY & SONS, INC., and
PENGUIN RANDOM HOUSE LLC

Plaintiffs,

v.

INTERNET ARCHIVE and DOES 1 through
5, inclusive

Defendants.

Case No. 1:20-CV-04160-JGK

DECLARATION OF SUSAN H. HILDRETH

I, Susan H. Hildreth, declare as follows:

1. I have served as a library administrator at the local, state, and federal level during my career spanning over forty-eight years. My additional qualifications are described in Paragraphs 1-7 of my Opening Expert Report and my CV attached as Attachment A thereto.

2. I was engaged by the Internet Archive, the Defendant in this lawsuit, to serve as an expert in this case. I submit this declaration based on my personal knowledge and in support of the Internet Archive's motion for summary judgment. If called upon as a witness, I could and would completely testify to the truth of each statement herein.

3. Attached hereto as **Exhibit 1** is a true and correct copy of my Opening Expert Report, served February 25, 2022, and excerpts of its exhibits. That document contains a true, correct, and accurate statement of opinions I have formed in this matter, and the basis for those opinions.

4. Attached hereto as **Exhibit 2** is a true and correct copy of my Rebuttal Expert Report, served May 27, 2022, and excerpts of its exhibits. That document contains a true, correct, and accurate statement of opinions I have formed in this matter, and the basis for those opinions.

5. Libraries generally begin lending a book as soon as it is published.

I declare under the penalty of perjury under the laws of the United States of America that the foregoing is true and correct. Executed on 7/6/2022 in walnut creek (CA.

DocuSigned by:

Susan H. Hildreth

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SUSAN H. HILDRETH

CERTIFICATE OF SERVICE

I hereby certify that on July 7, 2022 the within document was filed with the Clerk of the Court using CM/ECF which will send notification of such filing to the attorneys of record in this case.

/s/ Joseph C. Gratz
JOSEPH C. GRATZ